



U.S. Department
of Transportation
**Research and
Special Programs
Administration**

400 Seventh St., S.W.
Washington, D.C. 20590

JUL 28 2003

DOT-E 13179
(FIRST REVISION)

EXPIRATION DATE: April 30, 2005

1. GRANTEE: EnviroTech Systems, Inc.
Lynnwood, Washington

(See Appendix A for a list of additional grantees)

2. PURPOSE AND LIMITATION:

a. This exemption authorizes the transportation in commerce of approved cigarette lighters which have been removed from their inner packaging and are being sent for disposal. This exemption provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein.

b. The safety analyses performed in development of this exemption only considered the hazards and risks associated with transportation in commerce.

3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.

4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 173.21(i) in that a lighter and its inner packaging must be approved, except as specified herein.

5. BASIS: This exemption is based on the application of Envirotech Systems, Inc., dated November 18, 2002, submitted in accordance with § 107.105 and public proceeding thereon.

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Proper Shipping Name/ Hazardous Materials Description	Hazard Class/ Division	Identi- fication Number	Packing Group
Lighters or Lighter refills cigarettes, containing flammable gas	2.1	UN1057	N/A

7. SAFETY CONTROL MEASURES:

a. PACKAGING - Prescribed packaging is a UN 1A2 drum certified to the PG II performance level for liquids with a rating of at least 100 kPa. Void space must be filled with an inert material such as vermiculite to prevent movement within the drum.

b. Each lighter must be in conformance with § 173.308.

c. MARKING - Each outside packaging must be marked "DOT-E 13179" as required by § 172.301(c).

d. Transportation is authorized for disposal only.

8. SPECIAL PROVISIONS:

a. In accordance with the provisions of Paragraph (b) of § 173.22a, persons may use the packaging authorized by this exemption for the transportation of the hazardous materials specified in paragraph 6, only in conformance with the terms of this exemption.

b. A person who is not a holder of this exemption, but receives a package covered by this exemption, may reoffer it for transportation provided no modifications or changes are made to the package and it is offered for transportation in conformance with this exemption and the HMR.

c. Transportation must be by private or contract motor carrier only.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.

10. MODAL REQUIREMENTS: A current copy of this exemption must be carried aboard each motor vehicle used to transport packages covered by this exemption.

JUL 28 2003

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

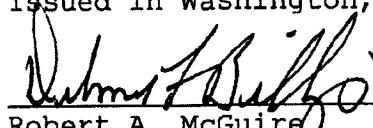
- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when this exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incident involving the package and shipments made under the terms of this exemption.

Issued in Washington, D.C.:

for 
Robert A. McGuire
Associate Administrator for
Hazardous Materials Safety

JUL 28 2003

(DATE)

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, Department of Transportation, Washington, D.C. 20590. Attention: DHM-31.

JUL 28 2003

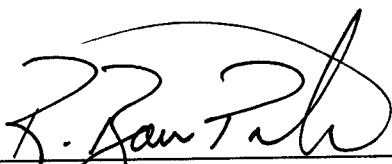
Copies of this exemption may be obtained by accessing the Hazardous Materials Safety Homepage at <http://hazmat.dot.gov/exemptions> Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

PO: AM

AUG 23 2004

The following are hereby granted party status to this exemption based on their application(s) submitted in accordance with § 107.107 or § 107.109, as appropriate:

Company Name City/State	Application Date	Issue Date	Expiration Date
Barnes HazMat Pacoima, CA	Jul 11, 2003	Jul 28, 2003	Apr 30, 2005
Clean Harbors Environmental Services, Inc. Braintree, MA	Sep 08, 2003	Sep 09, 2003	Apr 30, 2005
Environmental Services L.L.C. Flanders, NJ	Jul 30, 2003	Aug 07, 2003	Apr 30, 2005
Onyx Environmental Services, L.L.C. Flanders, NJ	Sep 19, 2003	Dec 12, 2003	Apr 30, 2005
Photo Waste Recycling Company, Inc. San Rafael, CA	Jul 11, 2003	Jul 28, 2003	Apr 30, 2005
Teris LLC Camarillo, CA	Feb 04, 2004	AUG 23 2004	Apr 30, 2005



for Robert A. McGuire
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